

REGINALD V. TAYLOR,

V.

Respondent.

MEMORANDUM AND ORDER

Before federal habeas relief can be granted, a person in state custody is required to exhaust available state remedies. 28 U.S.C. § 2254(b)(1). In this case, petitioner has failed to exhaust his available remedies because his postconviction-relief motion is currently before the state court. As a result, the Court will order petitioner to show cause why this case should not be summarily dismissed.

Accordingly,

IT IS HEREBY ORDERED that, no later than twenty-one days from the date of this Order, petitioner shall show cause why this action should not be summarily dismissed.

IT IS HEREBY ORDERED that if petitioner fails to respond to this Order, the Court will dismiss this action without prejudice.

Dated this 8th day of October, 2013.

/s/ Shirley Padmore Mensah
SHIRLEY PADMORE MENSAH
UNITED STATES MAGISTRATE JUDGE